

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Larry Moore v Bonnie Brook Homes LLC**
Docket No. **278178**
L.C. No. **03-000124-CK**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The claim of appeal is DISMISSED for lack of jurisdiction because the April 27, 2007 order is a postjudgment order that is not appealable as a matter of right. MCR 7.202(6)(a)(i) and 7.203(A)(1). Appellant cites as his jurisdictional authority only MCR 7.202(6). The only category that could be involved is MCR 7.202(6)(a)(i). However, the MCR 7.202(6)(a)(i) final order was already entered in May of 2004 and appealed to this Court. See docket number 256637. The fact that plaintiffs undertook postjudgment action does not change the status of the May 2004 order as being the first order that disposed of the claims of the parties and being the MCR 7.202(6)(a)(i) final order. As a result, appellant may challenge the order in question by filing a delayed application for leave to appeal under MCR 7.205.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUN - 5 2007

Date

Sandra Schultz Mengel

Chief Clerk